

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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**FISCAL IMPACT STATEMENT**

**LS 6431**

**BILL NUMBER:** HB 1043

**NOTE PREPARED:** Dec 10, 2009

**BILL AMENDED:**

**SUBJECT:** Access to mental health records.

**FIRST AUTHOR:** Rep. Messmer

**FIRST SPONSOR:**

**BILL STATUS:** As Introduced

**FUNDS AFFECTED:**     **GENERAL  
DEDICATED  
FEDERAL**

**IMPACT:** No Fiscal Impact

**Summary of Legislation:** Defines "psychotherapy notes" for purposes of the law concerning access to mental health records. Specifies that psychotherapy notes are the property of only the provider and must be kept separate from a mental health record. Specifies a process for a patient to obtain a physician review related to a determination concerning the patient's access to the patient's mental health records, excluding psychotherapy notes.

**Effective Date:** July 1, 2010.

**Explanation of State Expenditures:**

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:**

**Local Agencies Affected:**

**Information Sources:**

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